

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Daniel Simon et al.

Application Serial No.: 09/833,656

Filed:



April 13, 2001

For:

METHOD AND SYSTEM TO FACILITATE INTERACTION BETWEEN  
AND CONTENT DELIVERY TO USERS OF A WIRELESS  
COMMUNICATIONS NETWORK

Attorney Docket #: 50310-00684

**SECOND RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents  
BOX MISSING PARTS  
Washington, D.C. 20231

Dear Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application mailed May 21, 2001, Applicants' attorney submits the following documents in order to complete the formal requirements for the above-referenced application: (1) Transmittal Form (1 sheet); (2) Fee Transmittal Form (1 sheet); (3) a Second Response to Notice to File Missing Parts of Nonprovisional Application (1 sheet); (4) a copy of the Notice to File Missing Parts of Nonprovisional Application (2 sheets); (5) five sheets of formal drawings depicting Figs. 1-7 (in duplicate) (10 sheets); (6) Petition for Extension of Time Under 37 C.F.R. 1.136(a) (1 sheet); and (7) a check in the amount of \$110.00 to cover the U.S. Government fees for one-month extension of time.

Respectfully submitted,

A handwritten signature in dark ink, appearing to read "David R. Yohannan".

Dated: July 30, 2001

DAVID R. YOHANNAN, Reg. No. 37,480  
COLLIER SHANNON SCOTT, PLLC  
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03CO 8/23/01

**Collier Shannon Scott**



July 30, 2001

0462 08-06-01

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dyohannan@colliershannon.com

*Sefer*

Assistant Commissioner  
for Patents  
Washington, D.C. 20231

**Re: U.S. Patent Application Serial No. 09/833,656**  
**For: METHOD AND SYSTEM TO FACILITATE INTERACTION BETWEEN**  
**AND CONTENT DELIVERY TO USERS OF A WIRELESS**  
**COMMUNICATIONS NETWORK**  
**Our Reference: 50310-00684**

Dear Sir:

Transmitted herewith for filing in the U.S. Patent and Trademark Office are the following document: (1) Transmittal Form (1 sheet); (2) Fee Transmittal (1 sheet); (3) Second Response to Notice to File Missing Parts of Nonprovisional Application (1 sheet); (4) a copy of the Notice to File Missing Parts of Nonprovisional Application (2 sheets); (5) five sheets of formal drawings depicting Figs. 1-7 (in duplicate) (10 sheets); (6) Petition For Extension of Time Under 37 C.F.R. 1.136(a) (1 sheet); and (7) a check in the amount of \$110.00 to cover the U.S. Government fees for one-month extension of time.

Sincerely yours,

*David R. Yohannan*

DAVID R. YOHANNAN, Reg. No. 37,480

Enclosures



Please type a plus sign (+) inside this box → ☒

PTO/SB/21 (08-00)  
Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> <i>(to be used for all correspondence after initial filing)</i>	<b>Application Number</b>	<b>09/833,656</b>	
	<b>Filing Date</b>	<b>April 13, 2001</b>	
	<b>First Named Inventor</b>	<b>Daniel Simon et al.</b>	
	<b>Group Art Unit</b>	<b>2681</b>	
	<b>Examiner Name</b>	<b>Unassigned</b>	
<b>Total Number of Pages in This Submission</b>	<b>16</b>	<b>Attorney Docket Number</b>	<b>50310-00684</b>

<b>ENCLOSURES</b> (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <b>Check No. 114456 for the amount of \$110.00</b>
<b>Remarks</b>		

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>	
<b>Firm or Individual name</b>	<b>COLLIER SHANNON SCOTT, PLLC DAVID R. YOHANNAN, Reg. No. 37,480</b>
<b>Signature</b>	
<b>Date</b>	<b>7-30-01</b>

<b>CERTIFICATE OF MAILING</b>			
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <input type="text"/>			
<b>Typed or printed name</b>	<input type="text"/>		
<b>Signature</b>	<input type="text"/>	<b>Date</b>	<input type="text"/>

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



PTO/SB/17 (11-00)  
Approved for use through 10/31/2002. OMB 0651-0032  
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# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$)**110.00**

## Complete if Known

Application Number	09/833,656
Filing Date	April 13, 2001
First Named Inventor	Daniel Simon et al.
Examiner Name	Unassigned
Group Art Unit	2681
Attorney Docket No.	50310-00684

## METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number   
Deposit Account Name

☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☒ Check ☐ Credit card ☐ Money Order ☐ Other

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Code (\$)	Small Entity Code (\$)	Fee Description	Fee Paid
101 710	201 355	Utility filing fee	
106 320	206 160	Design filing fee	
107 490	207 245	Plant filing fee	
108 710	208 355	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$)**0.00**

### 2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
<input type="text"/>	-20** = <input type="text"/>	X <input type="text"/>	= <input type="text"/>
Independent Claims	-3** = <input type="text"/>	X <input type="text"/>	= <input type="text"/>
Multiple Dependent		<input type="text"/>	= <input type="text"/>

Large Entity Code (\$)	Small Entity Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 80	202 40	Independent claims in excess of 3
104 270	204 135	Multiple dependent claim, if not paid
109 80	209 40	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)**0.00**

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	110.00
116 390	216 195	Extension for reply within second month	
117 890	217 445	Extension for reply within third month	
118 1,390	218 695	Extension for reply within fourth month	
128 1,890	228 945	Extension for reply within fifth month	
119 310	219 155	Notice of Appeal	
120 310	220 155	Filing a brief in support of an appeal	
121 270	221 135	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,240	241 620	Petition to revive - unintentional	
142 1,240	242 620	Utility issue fee (or reissue)	
143 440	243 220	Design issue fee	
144 600	244 300	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 710	246 355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 710	249 355	For each additional invention to be examined (37 CFR § 1.129(b))	
179 710	279 355	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	
Other fee (specify) <input type="text"/>			
SUBTOTAL (3) (\$) <b>110.00</b>			

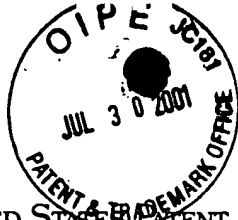
\*Reduced by Basic Filing Fee Paid

## SUBMITTED BY

Name (Print/Type)	DAVID R. YOHANNAN	Registration No. (Attorney/Agent)	37,480	Telephone	202.342.8400
Signature		Date	7-30-01		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/833,656	04/13/2001	Daniel Simon	50310-00684

CONFIRMATION NO. 1751

25243  
COLLIER, SHANNON, SCOTT, PLLC  
3050 K STREET, NW  
SUITE 400  
WASHINGTON, DC 20007

## FORMALITIES LETTER



\*OC000000006095482\*

MAY 25

DW

Date Mailed: 05/21/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- Total additional claim fee(s) for this application is \$1836.
  - \$1116 for 62 total claims over 20.
  - \$720 for 9 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1966.**

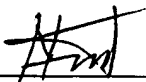
The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

---

*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in black ink, appearing to be 'H. J. Smith' or similar, written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY